

Remarks and Arguments

1. This amendment is in response to the Examiner's Non-Final Action of May 31,
5 2005.

2. Before discussing the claims, we note that the Examiner has also called
Applicant's attention to the following additional patents:

10 6,763,269 to Cox - Frequency agile telemetry system for implantable
medical device;

6,754,485 to Obradovich - Technique for effectively providing
maintenance and information to vehicles;

15 6,654,770 to Kaufman - Automobile safety and maintenance information
systems and methods and related services;

20 6,651,063 to Vorobiev - Data organization and management system and
method;

25 6,625,581 to Perkowski - Method Of And System For Enabling The
Access Of Consumer Product Related Information And The Purchase Of
Consumer Products At Points Of Consumer Presence On The World Wide
Web (Www) At Which Consumer Product Information Request (Cpir)
Enabling Servlet Tags Are Embedded Within Html-Encoded Documents;

30 6,611,881 to Gottfurcht - Method and system of providing credit card user
with barcode purchase data and recommendation automatically on their
personal computer;

6,611,201 to Bishop - Method and apparatus for accessing, monitoring
and controlled specified functions, features and accessories of a vehicle;

5 6,550,685 to Kindberg - Methods and apparatus utilizing visually
distinctive barcodes;

6,311,162 to Reichwein - Interactive symptomatic recording system and
methods;

10 6,210,210 to Kozel - Flat conductor termination device;

15 6,064,979 to Perkowski - Method of and system for finding and serving
consumer product related information over the internet using manufacturer
identification numbers;

5,950,173 to Perkowski - System and method for delivering consumer
product related information to consumers within retail environments using
internet-based information servers and sales agents; and

20 5,442,553 to Parrillo - Wireless motor vehicle diagnostic and software
upgrade system.

25 Applicant has reviewed all of the above patents. None of these patents
disclose applicant's system. Indeed, people in infant safety, automotive and
other industries as well as safety experts have indicated to Applicant they
have been waiting for a recall system such as Applicant's for many years.

30 3. Claims 3 and 11 have been objected to for informalities. Applicant has
amended all claims and believes the formalities have been remedied.

4. Claims 4 and 5 have been rejected under 35 USC 112, second paragraph for indefiniteness. Applicant has amended the claims in order to properly refer to the product identifier introduced in Claim 1.

5. Claims 1 – 4, 6 – 10, 12 and 14 – 16 have been rejected under 35 USC 102(b) as being anticipated by US Patent 5,442,553 to Parrillo. Applicant avers that Parrillo is not a recall system at all. In fact, Parrillo reads on a system for updating firmware installed in a car (see abstract). As such, Parrillo neither discusses or teaches even a single limitation of the claimed method and apparatus. As such, Applicant respectfully requests that the rejection of Claims 1 – 4, 6 – 10, 12 and 14 – 16 under 35 USC 102(b) be withdrawn.

6. Claims 5, 11 and 13 have been rejected under 35 USC 103(a) as being unpatentable over Parrillo.

Again, Applicant notes that Parrillo does not teach or suggest even a single limitation of the claimed method and apparatus and respectfully submits that the rejection of Claims 5, 11 and 13 should be withdrawn and respectfully request the Examiner for such withdrawal of this rejection.

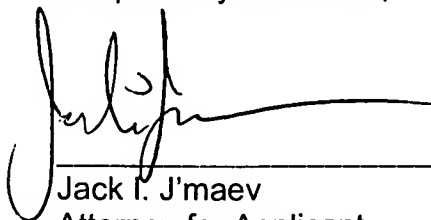
7. Turning to the claims presently being asserted, Claims 1 - 16 are drawn to a method and apparatus for issuing a product recall signal to a group of one or more products wherein the recall signal is based on a received product recall description. In one embodiment, the recall signal is structured to include a description of the recall that a group of products are subject to (claims 7 and 15). In an alternative embodiment, a recall notice identifier is assigned to a recall description and it is the recall notice identifier that is dispatched to a group of one or more products using a product identifier. As Applicant sees the prior art of record, Applicant notes that the closet art of record is patent

US Pat. 6,611,201. Bishop discloses a vehicle control system that can be used to send a single signal to a vehicle to control a relay. The relay, in turn, can be used to enable an indicator to inform a user that the vehicle is the subject of a recall. In Bishop, there is no way to indicate what type of recall is delivered to a particular vehicle. All that Bishop provides for is to turn on a relay that turns on an indicator that the vehicle is the subject of a recall. Applicant has reviewed the art of record and finds no signaling means where a description of the recall is delivered to the product, either as a textual message or as a notice type identifier as Applicant has described in his specification and now claims as his own.

8. It is urged, therefore, that all of the claims as amended here are patentable. Also, it is urged that this application be treated expeditiously. Many people are interested in applicant's invention, including health and safety personnel, a large broadcaster, a chip manufacturer, several major retailers and various investors. Applicant would be pleased to make the invention available to the public as soon as possible so as to save lives and prevent injuries--and this will become a possibility once the patent coverage to protect Applicant's invention has been ensured.

9. Lastly, Applicant thanks the Examiner for his courtesies in relation to this application and for his efforts in locating and presenting all of the prior art that he considers relevant.

Respectfully submitted,



Jack I. J'maev
Attorney for Applicant
Reg. No. 45,669

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Intellectual Property Development

Customer Number 000054556

5 14175 Telephone Ave. Suite L

Chino, CA 91710

909-563-8400